

Serial No. 10/763,804
60130-2009
02MRA0265

REMARKS

Applicant thanks Examiner for the detailed remarks and analysis. Claims 1-3, 4,8,10, 11 and 12 are currently pending. Claims 1 and 4 have been amended to comply with the requirements of 35 U.S.C. 112.

Claims 1-3 and 11 are rejected under 35 U.S.C. 102(b) as being anticipated by Halasy-Wimmer et al. (5829557). Claims 1 and 11 have been amended to include the limitation that the force transmission device includes a first end engaged with a thrust member, a second end engageable with a friction element and a middle portion disposed between the first and second ends, where the middle portion is unsupported and unguided. Applicant understands that this application is under final and requests that Examiner use his discretion to enter these amendments, as they do not present new issues and only to clarify matters already before the Examiner.

Halasy-Wimmer discloses a conventional disk brake caliper with a tappet assembly that is guided along substantially the entire length by a bore of the caliper housing. Claims 1 and 11 require that the middle portion be unguided and unsupported. The bore of Halasy-Wimmer cannot meet this limitation.

Claims 1 and 11 are rejected under 35 U.S.C. 102(b) as being anticipated by Angerfors (6269914). As discussed above with reference to the Halasy-Wimmer reference, Angersfors '914 discloses a conventional brake caliper that includes a bores (15) for each tappet assembly. The Angerfore tappet assembly is supported and guided within the bore (15). Claims 1 and 11 have been amended to require a middle portion between the first end and the second end to be unguided and unsupported. The Angerfore '914 tappet assembly disposed within and guided by the bore (15) cannot meet the unguided and unsupported limitations of amended claims 1 and 11.

Claims 1-3 and 11 are rejected under 35 U.S.C. 102(b) as being anticipated by Angerfors (6073732). Angerfors '732 discloses a tappet assembly disposed within a bore of a caliper housing, Claims 1 and 11 require a middle portion to be unsupported and unguided. As shown in Figure 1 of Angerfors '732, the tappet assembly is guided and supported within a bore of the caliper housing (1) and therefore cannot meet the limitation of amended claims 1 and 11.

Claims 4,8 and 10 stand allowed. Claim 4 was amended to correct a minor informality noted by Examiner.


All objections and rejections having been addressed, it is respectfully submitted that the present application is in condition for allowance, and a Notice to that effect is earnestly solicited.

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No additional fees are seen to be required. If any additional fees are due, however, the Commissioner is authorized to charge Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, P.C., for any additional fees or credit the account for any overpayment.

Respectfully Submitted,

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